

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, November 20, 2008, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner
Robert H. Raney, Commissioner
Ken Toole, Commissioner

APPEARANCE

Gary Duncan, Utility Division

(413) In the matter of N2008.11.126: On November 5, 2008, Qwest Corporation filed for Commission approval an Individual Case Basis Agreement between Qwest and the Billings Clinic.

Commissioner Molnar moved to APPROVE the Individual Case Basis Agreement between Qwest Corporation and Billings Clinic in Docket No. N2008.11.126. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(414) In the matter of TN2421: Greyhound Lines, Inc., Dallas, Texas requests permission to continue to self insure for liability purposes for the period October 1, 2008 to October 1, 2009.

Commissioner Mood moved to APPROVE the continued self insurance as requested. Commissioner Toole seconded the motion, which passed unanimously.

(415) In the matter of the approval of Commission Minutes for the week of November 10, 2008:

Commissioner Toole moved to APPROVE the Commission Minutes for the week of November 10, 2008. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division

(416) In the matter of the Commission's discussion of D2008.9.119: Mountain Water Company request for a protective order.

Commissioner Mood moved to APPROVE the protective order for federal and state tax returns and employee compensation information in Docket No. D2008.9.119. Commissioner Molnar seconded the motion, which passed 4-1. Commissioner Toole voted no.

(417) In the matter of the Commission's discussion of D2008.9.119: Mountain Water Company, request to amend procedural order.

Commissioner Mood moved to APPROVE a modified procedural schedule in Procedural Order No. 6954, including a change to the hearing date from March 25 to April 1, 2009. Commissioner Toole seconded the motion, which passed unanimously.

(418) In the matter of the Commission's discussion of Public information requests from Lee Bureau and from Mary Jo Fox:

MOTION #1: Commissioner Toole moved to APPROVE and make available to the requester, the e-mail privacy log of Commissioner Jergeson with the exception of Items 18, 19, 21, 23 and 54. Commissioner Raney seconded the motion, which passed 4-1. Commissioner Molnar abstained.

MOTION #2: Commissioner Toole moved to AUTHORIZE access by the PSC IT manager to Commissioner Molnar's state computer to create an on disc e-mail file that will be reviewed for privacy issues. Commissioner Raney seconded the motion, which passed 3-2. Commissioners Mood and Molnar voted no.

MOTION #3: Commissioner Toole moved to AUTHORIZE staff to respond to Lee Bureau and Mary Jo Fox that the PSC is prepared to produce, subject to privacy withholding, the requested public information, but will find it necessary to bill for reasonable costs to produce the information. Commissioner Raney seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)